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(additional counsel listed on signature page)

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

ASHTON WOODS HOLDINGS,
L.L.C.; BEAZER HOMES
HOLDINGS CORP.; CALATLANTIC
GROUP, INC.; D.R. HORTON LOS
ANGELES HOLDING COMPANY,
INC.; HOVNANIAN ENTERPRISES,
INC.; KB HOME; MERITAGE
HOMES CORPORATION; M/I
HOMES, INC.; PULTE HOME
CORPORATION; THE DREES
COMPANY; TOLL BROTHERS,
INC.; TRI POINTE HOMES, INC.,

Plaintiffs,

v.

USG CORPORATION; UNITED
STATES GYPSUM COMPANY; L&W
SUPPLY CORPORATION; NEW
NGC, INC.; LAFARGE NORTH
AMERICA, INC.; CONTINENTAL

Case No. 4:15-cv-01247-HSG

Hon. Haywood S. Gilliam, Jr.

**PLAINTIFFS' AND L&W'S
STIPULATION REGARDING
SETTLEMENT AND ORDER**

BUILDING PRODUCTS, INC.;
CERTAINTEED GYPSUM, INC.;
AMERICAN GYPSUM COMPANY
LLC; TIN, INC., d/b/a TEMPLE-
INLAND, INC.; PABCO BUILDING
PRODUCTS, LLC.,

Defendants.

STIPULATION

Plaintiffs Ashton Woods Holdings, L.L.C., Beazer Homes Holdings Corp., CalAtlantic Group, Inc., D.R. Horton Los Angeles Holding Company, Inc., Hovnanian Enterprises, Inc., KB Home, Meritage Homes Corporation, M/I Homes, Inc., Pulte Home Corporation, The Drees Company, Toll Brothers, Inc., and TRI Pointe Homes, Inc. (collectively, "Plaintiffs") and Defendant L&W Supply Corporation ("L&W") stipulate as follows:

WHEREAS, on April 2, 2021, Plaintiffs and L&W signed a binding term sheet setting forth an agreement to settle all matters in controversy between the parties;

WHEREAS, trial in this matter is set to begin on May 24, 2021, and there are a number of upcoming pretrial deadlines, including the exchange of trial exhibits on April 6, 2021;

WHEREAS, Plaintiffs expect to file dismissal papers regarding their claims against L&W with the Court by April 10, 2021;

NOW, THEREFORE, Plaintiffs and L&W hereby stipulate and agree to the following:

- All pretrial deadlines as to L&W shall be suspended until no later than April 9, 2021;
- This stipulation does not modify or affect the deadlines as to Plaintiffs and Defendant PABCO Building Products LLC.

IT IS SO STIPULATED

DATED: April 2, 2021

Respectfully submitted,

By: /s/ Kevin Y. Teruya¹
Attorneys for Plaintiffs

¹ Attestation: I, Kevin Y. Teruya, hereby attest that I have obtained concurrence in the filing of this document from each of the attorneys identified on the caption page and in the signature blocks of this stipulation.

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By: /s/ Gary T. Lafayette

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15 *Corporation*

16 **ORDER**

17 Pursuant to the parties' stipulation, it is so **ORDERED**.

18 Date: 4/5/2021

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20 Hon. Haywood S. Gilliam, Jr.

21 United States District Judge
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